

Message Text

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ORIGIN L-03

INFO OCT-01 EUR-12 ISO-00 IO-10 SS-15 H-02 NSC-05 CAB-05

CIAE-00 COME-00 DODE-00 DOTE-00 EB-07 INR-07 NSAE-00

FAA-00 INRE-00 SSO-00 NSCE-00 /067 R

DRAFTED BY L/T:WMCQUADE:DEG

APPROVED BY L/T:AWROVINE

IO/TRC - MR. HOYT (DRAFT)

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FM SECSTATE WASHDC

TO AMCONSUL MONTREAL IMMEDIATE

UNCLAS STATE 229853

E.O. 11652: NA

TAGS: PORG, EAIR, ICAO ,;

SUBJECT: ICAO - WORKING GROUP ON RUSSIAN TEXT CHICAGO

FOR USREP-ICAO

1. WITH REGARD TO THE QUESTION RAISED IN REFTEL, USG VIEW IS THAT THE FUNDAMENTAL LEGAL ACTION INVOLVED IS AMENDMENT OF THE CHICAGO CONVENTION TO INCLUDE THE RUSSIAN LANGUAGE TEXT AMONG THE EQUALLY AUTHENTIC TEXTS OF THE CONVENTION. THE REST (ESTABLISHING LEGALLY WHICH RUSSIAN WORDS ARE TO CONSTITUTE THE TEXT REFERRED TO IN THE AMENDED TEXT) IS AN INTEGRAL (SUBORDINATE) STEP IN FORMULATING THE AMENDMENT. THEREFORE, THE COMPLETE PROCESS WOULD APPEAR TO BE WITHIN THE POWERS AND DUTIES OF THE ASSEMBLY PURSUANT TO ARTICLE 49 (J) AND (K) AND ARTICLE 94 OF THE CHICAGO CONVENTION.

2. AS A PRACTICAL MATTER, THE PROBLEM OF ESTABLISHING THE AUTHENTIC RUSSIAN TEXT IS NOT ONE APPROPRIATE FOR CONSIDERATION BY A DIPLOMATIC CONFERENCE. THE WORKING GROUP

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IS PRESENTLY DOING THE NECESSARY PRELIMINARY CONFORMITY

OF THE RUSSIAN TEXT. BEFORE THE WORKING GROUP COMPLETES ITS WORK, THE TEXT WILL HAVE BEEN CIRCULATED TO MEMBER STATES FOR THEIR SCRUTINY AND ANY RESULTING COMMENTS WILL BE TAKEN INTO ACCOUNT. THE ISSUE OF DETERMINING THE PROPER DOCUMENTS TO ACCOMPLISH THE PRESENT OBJECTIVES WILL LIKEWISE

HAVE BEEN CONSIDERED IN DETAIL BY THE WORKING GROUP AND SUFFICIENT RECOMMENDATIONS PRODUCED TO ENABLE THE ASSEMBLY TO TAKE A WELL ADVISED DECISION.

3. IN SUM, THIS PROJECT DOES NOT INVOLVE BASIC QUESTIONS OF INTERNATIONAL AVIATION LAW ABOUT WHICH THERE ARE A VARIETY OF NATIONAL VIEWS WHICH MAY BE APPROPRIATELY RESOLVED AT A DIPLOMATIC CONFERENCE. ALL THAT IS REQUIRED IS THAT ICAO PRESENT MEMBER STATES WITH AN AMENDMENT AND SUCH COLLATERAL INFORMATION (A GOOD TEXT) AS WILL PERMIT THE STATES TO TAKE A DECISION ON THE AMENDMENT. THEREFORE, THE MATTER SHOULD BE HANDLED IN THE ASSEMBLY. KISSINGER

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Disposition Approved on Date:
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Disposition Event:
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